

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI
OXFORD DIVISION**

ANTHONY B. CARR,	:	
Petitioner,	:	
	:	
v.	:	No. 3:19-CV-274-DMB
	:	
NATHAN CAIN, Mississippi Corrections	:	CAPITAL HABEAS CORPUS
Commissioner, and LYNN FITCH,	:	
Attorney General,	:	
Respondent.	:	
_____	:	

**RESPONSE IN OPPOSITION TO RESPONDENTS’
MOTION FOR RECONSIDERATION OF ORDER
PARTIALLY GRANTING MOTION TO STAY PROCEEDINGS**

Respondents urge this Court, repeatedly, to reconsider its December 6, 2022 Order (Doc. #47). Docs. #48, #49, #50. Respondents reverse the position taken in their opposition to Petitioner’s underlying motion pursuant to *Rhines v. Weber*, 544 U.S. 269 (2005) (Doc. #41, the “*Rhines* Motion”), belatedly presenting an argument that they failed to submit to this Court at the required time. Further, Respondents’ new legal orientation continues to misapprehend the law, misstating in a different, yet still erroneous, way the nature of the claim for which this Court properly entered a stay.

Accompanying this response is a memorandum brief, filed separately.

Respectfully submitted, this the 29th day of December, 2022.

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